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J. KEVIN GROGAN
MCCORMICK, PAULDING & HUBER, LLP
CITY PLACE II
158 ASYLUM STREET
HARTFORD, CT 06103-4102

In re Application of
M. Anthony Stone et al.
Application No. 08/327,744
Filed: October 24, 1994
Attorney Docket No. 3309P-65

DECISION
ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b), filed October 23, 1998, to revive the above-identified application.

The petition is **granted**.

This application became abandoned for failure to timely file an Appeal Brief within two months of the October 22, 1996 date of the Notice of Appeal. The date of abandonment for this application was December 23, 1996. A Notice of Abandonment was mailed on June 10, 1997.

The Terminal Disclaimer filed on October 23, 1998 has been accepted. The period disclaimed is 16 months. A portion of the total period of abandonment has been rescinded due to Patent and Trademark Office delay.

Although the terminal disclaimer filed with the original December 10, 1997 petition to revive stated that a \$110.00 check was enclosed, no such check was received by the Office. A phone call of February 24, 1999 to Kerry in your accounting department confirmed that the \$110.00 check was not in fact submitted. Accordingly, the \$110.00 terminal disclaimer fee has been charged to Deposit Account 13-0235 as authorized.

The file is being forwarded to Technology Center 3700.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Karen Canaan at (703) 306-3313.

Brian Hearn
Special Projects Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects